

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION

RACKSPACE US, INC.,

Plaintiff,

v.

PARALLEL IRON, LLC and  
IP NAVIGATION GROUP, LLC,

Defendants.

Civil Action No. 5:13-cv-00274-OLG

**REPLY TO RACKSPACE’S RESPONSE TO  
IP NAVIGATION GROUP, LLC’S MOTION TO DISMISS**

IP Navigation Group, LLC (“IPNav”) hereby withdraws the present Motion to Dismiss (Dkt. No. 11). IPNav’s Motion to Dismiss was directed to Rackspace US, Inc.’s (“Rackspace”) Original Complaint (Dkt. No. 1), filed on April 4, 2013, which is no longer Rackspace’s operative pleading. On May 17, 2013, in conjunction with its Response to IPNav’s Motion to Dismiss, Rackspace filed an Amended Complaint (Dkt. No. 14) pursuant to Fed. R. Civ. P. 15(a)(1)(B). Rackspace’s Amended Complaint pleads new factual allegations and a new claim for nominal damages.

In light of Rackspace’s Amended Complaint, IPNav believes that the Court may properly deny the present Motion to Dismiss (Dkt. No. 11) as moot. IPNav will respond to Rackspace’s Amended Complaint by the deadline set forth in Fed. R. Civ. P. 15(a)(3).

Date: May 24, 2013

Respectfully Submitted:

/s/ Amy E. LaValle

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**CERTIFICATE OF SERVICE**

It is hereby certified that on May 24, 2013, the foregoing was electronically filed with the Clerk of Court using the CM/ECF system.

/s/ Amy E. LaValle  
Amy E. LaValle